IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 1ST MARCH 2007 / 10TH PHALGUNA 1928

Bail Appl..No. 1213 of 2007(R)

CRIME NO.90/06 OF KOVALAM POLICE STATION
(Crime No.226/CR/SI/06 of CBCID, Trivandrum)

PETITIONER/PETITIONER

RADHAKRISHNAN NAIR,S/O.THANKAPPAN PILLAI
AGED 49 YEARS, KAPPIVILA VEEDU, K.K.P.NAGAR,
KULASEKHARAM,KODUNGANOOR P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.ANIL K.NAIR
SRI.B.UNNIKRISHNA KAIMAL
SRI.V.MADHUSUDHANAN

RESPONDENT/COUNTER PETITIONER:

1. STATE OF KERALA, REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

2. THE S.I. OF POLICE,
KOVALAM POLICE STATION,
THIRUVANANTHAPURAM.

3. THE DEPUTY SUPERINTENDENT OF POLICE,
CRIME BRANCH C.I.D,SPECIAL INVESTIGATION GROUP-I,
COUNTERFEIT SQUAD, KESAVADASAPURAM,
THIRUVANANTHAPURAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 1213 OF 2007

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DATED THIS THE 1ST DAY OF MARCH, 2007

O R D E R

Petitioner who is the 3rd accused in Crime No.90/06 of Kovalam Police Station and presently Crime No.226/CR/SI/06 of CBCID, Trivandrum for offences punishable under sections 489B and 489C read with section 34 IPC, seeks anticipatory bail.

2. Learned Public Prosecutor opposed the application.

3. The case of the prosecution is that on 27.6.2006, first accused in the case was arrested and 233 counterfeit notes of 100 rupee denominations and one counterfeit note of Rs.50 denomination from his person and on a search conducted in his house, 102 counterfeit notes each of 100 rupee denominations were seized. On interrogation, the second accused confessed that the counterfeit notes were supplied to him by accused Nos.2 and 3. A search conducted in the residence of the second accused resulted in the seizure of 105 notes each of Rs.100 denominations. The investigation of the case is still in the preliminary stage and the Police are actively probing into the ramifications of the racket and also the source of the counterfeit money, besides the printer who printed the same.

4. Anticipatory bail cannot be granted in a case of this nature. There is no reason why the petitioner should not surrender before the Magistrate concerned and seek regular bail. Accordingly, if the petitioner surrenders before the Magistrate concerned and files an application for regular bail, within two weeks from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

This application is disposed of as above.

V.RAMKUMAR, JUDGE

dsn